

HOUSE BILL No. 1087

DIGEST OF INTRODUCED BILL

Citations Affected: IC 9-27-4-4.

Synopsis: Commercial driver training schools. Requires the bureau of motor vehicles to adopt rules providing that not more than three hours of classroom instruction at a licensed commercial driver training school may be completed by a student of the school in any 24 hour period and that such a school may not offer a student more than five sessions of classroom instruction in one week.

Effective: Upon passage.

Burton

January 17, 2008, read first time and referred to Committee on Roads and Transportation.

C
o
p
y



Second Regular Session 115th General Assembly (2008)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2007 Regular Session of the General Assembly.

HOUSE BILL No. 1087

A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 9-27-4-4, AS AMENDED BY P.L.2-2007,
2 SECTION 145, IS AMENDED TO READ AS FOLLOWS
3 [EFFECTIVE UPON PASSAGE]: Sec. 4. (a) To establish or operate a
4 commercial driver training school, the school must obtain a license
5 from the bureau in the manner and form prescribed by the bureau.

6 (b) Subject to subsection (c), the bureau shall adopt rules under
7 IC 4-22-2 that state the requirements for obtaining a school license,
8 including the following:

- 9 (1) Location of the school.
- 10 (2) Equipment required.
- 11 (3) Courses of instruction.
- 12 (4) Instructors.
- 13 (5) Previous records of the school and instructors.
- 14 (6) Financial statements.
- 15 (7) Schedule of fees and charges.
- 16 (8) Character and reputation of the operators and instructors.
- 17 (9) Insurance in the amount and with the provisions the bureau



C
o
p
y

considers necessary to adequately protect the interests of the public.

(10) Other matters the bureau prescribes for the protection of the public.

(c) The rules adopted under subsection (b) must permit a licensed school to provide classroom training during which an instructor is present in a county outside the county where the school is located to the students of:

(1) a school corporation (as defined in IC 36-1-2-17);

(2) a nonpublic secondary school that voluntarily becomes accredited under IC 20-19-2-8;

(3) a nonpublic secondary school recognized under IC 20-19-2-10;

(4) a state educational institution; or

(5) a nonaccredited nonpublic school.

However, the rules must provide that a licensed school may provide classroom training in an entity listed in subdivisions (1) through (3) only if the governing body of the entity approves the delivery of the training to its students.

(d) The rules adopted under subsection (b) must provide that not more than three (3) hours of classroom instruction at a licensed commercial driver training school may be completed by a student of the licensed commercial driver training school in any twenty-four (24) hour period and that a licensed commercial driver training school may not offer a student more than five (5) sessions of classroom instruction in one (1) week.

SECTION 2. [EFFECTIVE UPON PASSAGE] (a) As used in this SECTION, "bureau" refers to the bureau of motor vehicles created by IC 9-14-1-1.

(b) As used in this SECTION, "commercial driver training school" has the meaning set forth in IC 9-27-4-2.

(c) The bureau shall adopt rules under IC 4-22-2 to provide that not more than three (3) hours of classroom instruction at a licensed commercial driver training school may be completed by a student of the licensed commercial driver training school in any twenty-four (24) hour period and that a licensed commercial driver training school may not offer a student more than five (5) sessions of classroom instruction in one (1) week.

(d) Notwithstanding subsection (c), the bureau shall authorize a licensed commercial driver training school to permit a student to complete not more than three (3) hours of classroom instruction in any twenty-four (24) hour period and to offer a student not more

C
o
p
y



1 than five (5) sessions of classroom instruction in one (1) week, as
2 provided in:
3 (1) IC 9-27-4-4(d), as added by this act; and
4 (2) subsection (c);
5 under interim written guidelines approved by the commissioner of
6 the bureau.
7 (e) The interim written guidelines approved and used under
8 subsection (d) expire on the earlier of the following:
9 (1) The date rules are adopted under IC 9-27-4-4(b).
10 (2) December 31, 2010.
11 SECTION 3. An emergency is declared for this act.

C
o
p
y

